

**RECEIVED
CENTRAL FAX CENTER**

MAY - 1 2006

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

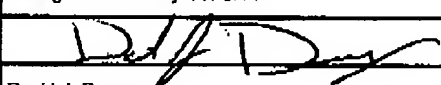
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.


| | | |
|---|------------------------|------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/772,701 |
| | Filing Date | 02/05/2004 |
| | First Named Inventor | David P. Workman |
| | Art Unit | 1725 |
| | Examiner Name | Kevin P. Kems |
| | Attorney Docket Number | 020627.035 |
| Total Number of Pages In This Submission | | 4 |

| ENCLOSURES (Check all that apply) | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| Remarks _____ | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | Gallagher & Dawsey Co. LPA | | |
| Signature |  | | |
| Printed name | David J. Dawsey | | |
| Date | 5/1/2006 | Reg. No. | 51,044 |

CERTIFICATE OF TRANSMISSION/MAILING

| | | | |
|---|---|------|----------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: | | | |
| Signature |  | | |
| Typed or printed name | David J. Dawsey | Date | 5/1/2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT MAILED 4/4/2006
"Method for Repairing Defects in Metallic Substrate Using Welding"

RECEIVED
CENTRAL FAX CENTER

Serial No. 10/772,701
Examiner: Kevin P. Kerns
Atty. Docket No. 020627.035
Page 1 of 3

MAY - 1 2006

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Inventors: David P. Workman, James L. Reynolds)
Jr., Timothy J. Trapp, Jerry E. Gould)
Serial No.: 10/772,701) Examiner: Kevin P. Kerns
Filed: February 5, 2004) Art Unit: 1725
Title: Method for Repairing Defects in)
Metallic Substrate Using Welding)
Date: May 1, 2006)

5 RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT MAILED 4/4/2006

FILED BY FACSIMILE TO 571-273-8300

10 Honorable Commissioner of Patents and Trademarks
Mail Stop: Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

15 Commissioner:

This communication is in response to a Notice of Non-Compliant Amendment mailed on April 4, 2006. As this communication is being submitted within one month, it is believed to be timely. In accordance with the Notice, only the corrected section of the non-compliant amendment is submitted herein.

20